

CHAPTER NO. 238

SENATE BILL NO. 1744

By Atchley, Cooper, Burchett, Burks, Williams, McLeary, Norris

Substituted for: House Bill No. 1861

**By Hagood, Lois DeBerry, Black, Lynn, Gresham, Crider, Newton, Baird, Brenda Turner,
Henri Brooks, Coleman, Harry Brooks, Todd, Kent**

AN ACT to amend Tennessee Code Annotated, Title 37, Chapter 1, Part 1 and Title 49, Chapter 6, Part 30, relative to certain students.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 37-1-140, is amended by adding the following language at the end of the present section:

A custodian is also responsible for providing notices as required in Tennessee Code Annotated, Section 49-6-3051, to the principal of the school in which the child is enrolled.

SECTION 2. Tennessee Code Annotated, Section 37-1-153, is amended by adding a new subsection as follows:

(e) Notwithstanding other provisions of this section, where notice is required under § 49-6-3051, an abstract of the appropriate adjudication contained in the court file or record shall be made and provided to the parent, guardian, or other custodian of the juvenile, including the department, and this abstract shall be presented to the school in which the juvenile is, or may be, enrolled, in compliance with Section 49-6-3051.

SECTION 3. Tennessee Code Annotated, Section 37-1-154, is amended by adding a new subsection as follows:

(e) Notwithstanding other provisions of this section, where notice is required under 49-6-3051, an abstract of the appropriate adjudication's contained in the court file or record shall be made and provided to the parent, guardian, or other custodian of the juvenile, including the department, and this abstract shall be presented to the school in which the juvenile is, or may be, enrolled, in compliance with Section 49-6-3051.

SECTION 4. Tennessee Code Annotated, Section 49-6-3051, is amended by deleting the language "parents or guardians of such student shall notify in writing the school principal of the nature of the offense" and substituting instead the language "parents, guardians, or custodians, including the Department of Children's Services acting in any capacity, shall provide to the school principal the abstract provided for under Section 37-1-153 or 37-1-154, or other similar written information".

SECTION 5. Tennessee Code Annotated, Section 37-1-131(a)(2), is amended by deleting the language "the court shall make a finding of whether or not the principal of the child's school shall be notified. If the court orders notification, the court shall enter an order" and


substituting instead the language "the court shall make a finding that the principal of the child's school shall be notified. The court shall then enter an order".

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 12, 2003



JOHN S. WILDER
SPEAKER OF THE SENATE



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 2nd day of June 2003



PHIL BREDESEN, GOVERNOR